

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

DELORES WOODEN, et al.]
]]
Plaintiffs,]]
]]
v.] No. 3-07-00253
] JUDGE HAYNES
]]
J.C. PENNY COMPANY, INC.]
]]
Defendant.]

O R D E R

In accordance with the Memorandum filed herewith, Defendant's motion for summary judgment (Docket Entry No. 17) is DENIED and Plaintiffs' motion to exclude Defendant's Responses to Plaintiffs' Statements of Undisputed Facts (Docket Entry No. 24) is DENIED as moot.

It is so ORDERED.

ENTERED this the 26th day of March, 2009.


WILLIAM J. HAYNES, JR.
United States District Judge